

February 5, 1976

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SENATOR STULL: Senator Schmit, I asked to have the motion laid over. It has actually been ... this is the eighth day. I haven't found any support to remove the Warner amendment. If you want to pursue that, I would withhold my motion to kill.

SENATOR SCHMIT: Well then I'd just like to say this, Senator Stull, I did request, some time ago, an Attorney General's opinion on whether or not we can do what the Warner amendment asks us to do. I don't think we can. I supported the idea. I support the concept of Senator Warner, but I think that it's pretty well established that those amendments are established under the Constitution under which the counties operate. I don't think we can do, by statute, that which the Constitution has provided for. I have just called my office again and requested that they double check in double time where that letter from the Attorney General is at. If you can hold off for a time I think perhaps we might have some more information that would help us vote more wisely on the issue. I certainly don't want to see LB 202 defeated. I think we need the bill. I think it's timely. I would certainly ask you to withdraw your motion at this time and wait until we do get the letter from the Attorney General.

SENATOR STULL: Mr. Chairman, members of the Legislature.

PRESIDENT: Yes sir.

SENATOR STULL: I would be willing to cooperate with Senator Schmit. I would move that we lay this bill over until we receive the Attorney General's opinion.

PRESIDENT: Then you're withdrawing your motion to indefinitely postpone?

SENATOR STULL: Yes.

PRESIDENT: Leave that pending.

SENATOR STULL: Well let's just bracket it until we get....

PRESIDENT: Bracket it in its present state.

SENATOR STULL: Yes.

PRESIDENT: Until when, Senator?

SENATOR STULL: I don't want to say a date because Senator Schmit has requested an opinion from the Attorney General.

PRESIDENT: Chair would like to suggest that you do it to a date and then you can always, if you don't have it by then, you can ask to have it bracketed further. That way it will come up.

SENATOR STULL: One week from today.

PRESIDENT: Alright. Senator Stull asks unanimous consent to bracket this bill in its present state for one week. Is there an objection? Seeing none, it's so ordered.

Do we have anything further on Select File, Mr. Clerk?